

PATENT
Customer No. 22,852
Attorney Docket No. 09797.0004-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Lieven J. STUYVER et al.) Group Art Unit: 1623
Application No.: 10/045,292) Examiner: Traviss C. McIntosh, III
Filed: October 18, 2001)
For: MODIFIED NUCLEOSIDES FOR) Confirmation No.: 4833
THE TREATMENT OF VIRAL)
INFECTIONS AND ABNORMAL)
CELLULAR PROLIFERATION)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

VIA EFS-Web

Sir:

NOTICE OF APPEAL UNDER 37 C.F.R. § 41.31

Applicant appeals to the Board of Patent Appeals and Interferences from
the Examiner's decision mailed July 7, 2009.

The item(s) checked below are appropriate:

1. Applicant petitions for a three-month extension of time, based on the mailing date of the outstanding Office Action. The petition fee of \$1,110.00 is being paid electronically.
2. Applicant has previously filed a Petition for extension of time extending the period for response to the outstanding Office action to [Date]. Applicant now petitions for an additional extension of time to extend the period for response to [Date]. The petition fee of \$[Fee] is enclosed.

3. The Notice of Appeal Fee of \$540.00 is being paid electronically.
4. The Notice of Appeal Fee was previously paid in this application on [Date], but the appeal was not completed. Accordingly, no Appeal Fee is due at this time.
5. A pre-appeal brief conference is requested. The request and supporting documentation are attached.

Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: January 6, 2010

By: 
William L. Strauss
Reg. No. 47,144